

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MARK SARACINO, Derivatively on behalf
of BLUCORA, INC.,

Plaintiff,

v.

WILLIAM J. RUCKELSHAUS, ERIC M.
EMANS, ANDREW M. SNYDER, JOHN
E. CUNNINGHAM, IV, ELIZABETH J.
HUEBNER, STEVEN W. HOOPER,
LANCE G. DUNN, DAVID H. S. CHUNG,
and JULES HAIMOVITZ,

Defendants,

-and-

BLUCORA, INC., a Delaware corporation,

Nominal Defendant.

Case No.: 2:14-cv-00882-JCC

JOINT STIPULATION VOLUNTARILY
DISMISSING ACTION WITHOUT
PREJUDICE

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Pursuant to Rules 23.1(c) and 41(a) of the Federal Rules of Civil Procedure, plaintiff Mark Saracino ("Plaintiff") and defendants William J. Ruckelshaus, Eric M. Emans, Andrew M. Snyder, John E. Cunningham, IV, Elizabeth J. Huebner, Steven W. Hooper, Lance G. Dunn, David H. S. Chung, Jules Haimovitz, and nominal defendant Blucora, Inc. ("Blucora") (collectively, "Defendants"), by and through their counsel, hereby stipulate to the voluntary dismissal of the above-captioned consolidated action without prejudice and request that the Court enter an order to that effect. The parties state as follows:

WHEREAS, on June 16, 2014, Plaintiff filed his Verified Shareholder Derivative Complaint for Breach of Fiduciary Duty, Waste of Corporate Assets, and Unjust Enrichment; and

WHEREAS Plaintiff seeks to voluntarily dismiss the above-captioned action without prejudice; and

WHEREAS the parties agree that the dismissal of this action is not and shall not be deemed to be an adjudication on the merits; and

WHEREAS the parties respectfully submit that notice is unnecessary to protect the interests of Blucora and its shareholders because: (i) the stipulated dismissal is without prejudice; (ii) there has been no settlement or compromise; (iii) there has been no collusion among the parties; and (iv) neither Plaintiff nor his counsel have received or will receive any consideration from Defendants for the dismissal.

RELIEF REQUESTED

NOW THEREFORE, the parties STIPULATE and AGREE to the voluntary dismissal of this action pursuant to Rules 23.1(c) and 41(a) of the Federal Rules of Civil Procedure, as follows:

1. The action is dismissed without prejudice; and
2. For the reasons stated above, notice of said dismissal is not required.

1 IT IS SO STIPULATED.

2 Dated: July 11, 2014

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Attorneys for Plaintiff

19 Dated: July 9, 2014

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Attorney for Defendants

ORDER

Pursuant to the parties' Joint Stipulation Voluntarily Dismissing Action Without Prejudice, the Court hereby Orders that:

1. The above-captioned action is dismissed without prejudice; and
2. For the reasons states in the Joint Stipulation, notice of dismissal is not required.

IT IS SO ORDERED.

DATED

HONORABLE JOHN C. COUGHENOUR
UNITED STATES DISTRICT JUDGE

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